

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION**

PUMPONATOR INC.,	)	
a South Carolina Corporation,	)	
	)	
Plaintiff,	)	Case No. 11-cv-03956
	)	
v.	)	Judge John Z. Lee
	)	Magistrate Judge Geraldine Soat Brown
WATER SPORTS, LLC, an Illinois	)	
limited liability company,	)	
KETZ & ASSOCIATES, INC., a	)	
Minnesota Corporation, and	)	
BRAD KETZ, an individual,	)	
	)	
Defendants.	)	
	)	

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**AMENDED JOINT MOTION FOR ENTRY OF FINAL JUDGMENT PURSUANT TO  
SETTLEMENT**

NOW COMES the Plaintiff, PUMPONATOR, INC., by and through its attorneys,  
BELLAS & WACHOWSKI, Defendant, WATER SPORTS, LLC, by and through its attorneys,  
CLINGEN CALLOW & MCLEAN and ERICKSON LAW GROUP, and Defendants KETZ &  
ASSOCIATES, INC., and BRAD KETZ, (collectively the “Parties”) and jointly move this  
Honorable Court for the entry of a final judgment pursuant to settlement. In support thereof, the  
Parties submit as follows:

1. Plaintiff’s Complaint alleges against Water Sports causes of action for trade dress  
infringement under Section 43(a) of the Lanham Act, and common law trade dress infringement  
and unfair competition.

2. Plaintiff's Complaint alleges against Defendants Ketz & Associates, Inc., and Brad Ketz causes of action for breach of contract, breach of fiduciary duty and breach of duty of loyalty.

3. The Parties have agreed to settle all outstanding matters in connection with this litigation.

4. To memorialize the agreement between the Parties to settle all outstanding matters related to this action, the Plaintiff has entered into a Release and Settlement Agreement with Defendant Water Sports and a separate Release and Settlement Agreement with Ketz & Associates, Inc., and Brad Ketz.

5. Pursuant to the terms of the Agreement, the Parties jointly move for the entry of an Agreed Final Judgment. A true and correct copy of said proposed Judgment is attached hereto marked as "**Exhibit A**".

WHEREFORE, the Parties, through their respective counsel, request that this Honorable Court dismiss the action against Defendants Water Sports, Ketz & Associates, Inc., and Brad Ketz with prejudice pursuant to settlement and for any other relief this Court deems fair and just.

Dated: June 27, 2012.

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